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### Nixon Peabody LLP

Attorneys at Law

100 Summer Street Boston, MA 02110-2131 (617) 345-1000

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From: David S. Resnick Leena H. Karttunen	Date: February 23, 2007	No. of Pages: 7 (including this page)	PAGES FOR CODES NEEDED. 700355-052696-US

In re application of: Joel E. WHITE et al.

Confirmation No.: 9053

Group No.: 1631

Application No.: Filed:

10/535,748 09/27/2005

Examiner: SKOWRONEK, Kartheinz R.

For ELECTRO-OPTICAL NUCLEIC ACID-BASED SENSOR ARRAY AND METHOD FOR DETECTING ANALYTES

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a) and 1.10)

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  Statement of Limited Recognition No. L0207 (1 pg.);
  Response to Restriction Requirement (1 pg.); and
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# FEB 2 3 2007

## Practitioner's Docket No. 700355-052696-US

**PATENT** 

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Joel E. WHITE et al.

Confirmation No.: 9053

Application No.:

10/535,748

Group No.: 1631

Filed:

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- 6. Fee Transmittal in duplicate (2 pp.).

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Date: February 23, 2007

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FEB 2 3 2007

		Application Number	10/535,748				
TRANSMIT	TAL.	Filing Date	09/27/2005				
FORM		First Named Inventor	Joel E. WHITE				
(to be used for all correspondent		Group Art Unit	1631				
	e aner amaar jaang)	Examiner Name	SKOWRONEK, Karlheinz R.				
Total Number of Pages in This Sub-	mission 7	Attorney Docket Number	700355-052696-US				
	ENCLOSI	RES (check all that apply)					
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Fee Attached	☐ Drawing	•	Appeals and Interferences				
Amendment / Reply	Declarati	ion and Power of Attorney	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)				
After Final	Licensin;	g-related Papers	Proprietary Information				
Affidavits/declaration(s)	Petition	.,	Status Letter				
Extension of Time Request	Petition t	o Convert to a Provisional	Application Data Sheet				
Express Abandonment Request	Applicati	on	Request for Corrected Filing Receipt with Enclosures				
Information Disclosure Statement	Change o	Attorney, Revocation of Correspondence Address	A self-addressed prepaid postcard for acknowledging receipt				
Certified Copy of Priority	I —	Disclaimer	Other Enclosure(s) (please identify below):				
Document(s)	· · · · · · · · · · · · · · · · · · ·	or Refund	Facsimile Cover Sheet; Certificate of Transmission; Statement of Limited				
Response to Missing Parts	CD, Num	ber of CD(s)	Recognition; and Response to Restriction Requirement				
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Response to Missing Parts under 37 CFR 1.52 or 1.53	2						
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	required or credit any overpayments to Deposit Account No. 50-0850 for the above identified docket number.						
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Name Da	vid S. Possial (Pass						
		No. 34,235) / Leena H.	Karttunen (L0207)				
February 3, 2007							
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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]							
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FEB 2 3 2007

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# LIMITED RECOGNITION UNDER 37 CFR § 11.9(b)

Leena H. Karttunen is hereby given limited recognition under 37 CFR §11.9(b) as an employee of Nixon Peabody LLP, to prepare and prosecute patent applications wherein the patent applicant is the client of Nixon Peabody LLP and an attorney or agent of record in the applications is a registered practitioner who is a member of Nixon Peabody LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Leena H. Karttunen ceases to lawfully reside in the United States, (ii) Leena H. Karttunen's employment with Nixon Peabody LLP ceases or is terminated, or (iii) Leena H. Karttunen ceases to remain authorized to be employed in accordance with an Employment Authorization Card issued pursuant to 8 CFR § 274a.12(c)(9).

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Limited Recognition No. <u>L0207</u> Expires: January 7, 2008

NIXON PEABODY

Director of Enrollment and Discipline

# RECEIVED CENTRAL FAX CENTER

FEB 2 3 2007

# Practitioner's Docket No. 700355-052696-US

PATENT

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Joel E. WHITE et al.

Confirmation No.: 9053

Application No.:

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Filed:

09/27/2005

Examiner: SKOWRONEK, Karlheinz R.

For: ELECTRO-OPTICAL NUCLEIC ACID-BASED SENSOR ARRAY AND METHOD FOR **DETECTING ANALYTES** 

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence, on the date shown below, is being faxed to the U.S. PTO General Facsimile No. (571) 273-8300 address to: Commissioner for Patents, Box 1450,

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Date: February 23 2007

MAIL STOP AMENDMENT **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement mailed November 24, 2006, Applicants elect, without traverse, Group III, claims 19-27, drawn to a sensing system.

Applicants reserve the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicants do not hereby abandon or waive any rights in the non-elected inventions.

In view of the foregoing, Applicants respectfully submit that all claims are in condition for allowance. Early and favorable action is requested.

In the event that any additional fees are required, the PTO is authorized to charge our deposit account No. 50-0850.

Respectfully submitted,

David S. Resnick (Reg. No. 34,235)

Leena H. Karttunen (L0207) NIXON PEABODY LLP

100 Summer Street

Boston, MA 02110-2131

Tel: (617) 345-6057/1367

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				Complete if Known						
FEE TRANSMITTAL			Application Number			10/535,748		RECEIVED		
FOR FY 2007			Filing Date					RAL FAX CENT		
Patent fees are subject to annual revision.			First Named Inventor			Joel E. WHITE		BEITOL OF A		
			Art Unit			1631	F	FR 2 3 2007		
Applicant claims small entity status. See 37 CFR 1.27			Examiner Name				SKOWRONEK, Ka	rlheinz R.		
TOTAL AMOUNT OF PAYMENT (S) 225.00			Attorney Docket No.				700355-052696-US			
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1002 200 2	002 100	Design filing fee		1452	500	2452	250	Petition to revive – unave		<u> </u>
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SUBTOTAL (2) (S) 0.60  "for number previously paid, if greater; For Reissues, see above			transmitted by facsimile on the core shows below to the United States Profit and Trademark Office at 571-273-8300							
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